DEC.29.2003 1:51PM

TTC-PA 650-326-2422

NO.862 P.:

PTO FAX NO.:

703 / 872-9306

Atty Docket No. 019916-004100US

ATTENTION:

Examiner SMITH, Zandra V.

TELEPHONE NO.:

(703) 305-7776

Group Art Unit 2876

OFFICIAL COMMUNICATION FOR THE PERSONAL ATTENTION OF RECEIVED CENTRAL FAX CENTER

DEC 2 9 2003

# Examiner SMITH, Zandra V.

## CERTIFICATION OF FACSIMILE TRANSMISSION

I hereby certify that the following document(s) in re Application of STEPHEN A. EMPEDOCLES et al., Application No. 09/827,256, filed April 5, 2001 for SPATIAL POSITIONING OF SPECTRALLY LABELED BEADS is being facsimile transmitted to the Patent and Trademark Office on the date shown below.

Number of pages being transmitted, including this page: 12

Dated: 12/30/2003

Nancy Pizzo

#### Document(s) Attached

- 1. Transmittal form
- 2. Application Data Sheet (3 pgs)
- 3. Amendment (8 pgs)

# PLEASE CONFIRM RECEIPT OF THIS PAPER BY RETURN FACSIMILE AT (415) 576-0300

TOWNSEND and TOWNSEND and CREW LLP Two Embarcadero Center, Eighth Floor San Francisco, CA 94111-3834

Tel: 650-326-2400 Fax: 650-326-2422

50108387 v l

							JIZ 1 (00-00
TRANSMITTAL FORM (to be used for all correspondence after initial filing)			Application Number		09/827,256		
			Filing Date		April 5, 2001		
			First Named Inventor		EMPEDOCLES, STEPHEN A.		
			Art Unit		2876		
			Examiner Name		Smith, Zandra V.		
Total Number of Pages in This Submission			Attorney Docket Number		019916-004100US		
		ENĈ	LOSUR	S (Check all that appl	(y)		
Fee Transmittal Form		☐ Drawing(s)		After Allowance Communication to Gr		э Стоцр	
Fee Attached		Licensing-related Papers		ed Papers	Appeal Communication to Board of Appeal and Interferences		of Appeals
Amendment/Reply		Petition		Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)		Appeal	
After Final		Petition to Convert to a Provisional Application		Proprietary Information			
Affidavits/declaration(s)		Power of Attorney, Revocation Change of Correspondence Address		☐ State	us Letter		
Extension of Time Request		Terminal Disclaimer		Othe (plea	er Enclosure(s) se identify below):		
Express Abandonment Request		Request for Refund			Application	n Data Sheet	
		CD, Number of CD(s)		Return Po	ostcard		
Information Disclosure Statement							
Certified Copy of Priority Document(s)		The Commissioner is authorized to charge an Account 20-1430.			o charge any additional fees	to Deposit	
Response to Missing Parts/ Incomplete Application			•				
Response to Missing Parts under 37 CFR 1.52 or 1.53							
				ICANT, ATTORNEY	OR AGE	NT	
Flim or	Townsend and Townsend and Crew LLP  Robert F, Kramer Reg. No.						
Individual	<del></del>						
Signature // bwd hu							
Date	12/30/2003						414
		(	ERTIF	CATE OF MAILING			
I hereby certify that this	s correspondence is	s being facsi	mile tran	smitted to the US Patent	and Trader	nark Office,	
Examiner Zandra	V. Smith at	Fax No.	(703) 8	372-9306			
Typed or printed name Nancy Pizzo		0					
Signature 704		Cy Fz	<del>1</del> 0		Date	12/30/03	
60108146 v1		0	•				

I hereby certify that this correspondence is being Facsimile transmitted to

the U.S. Patent and Trademark Office, at

Fax No. 703-872-9306 on December 30, 2003,

TOWNSEND and TOWNSEND and CREW LLP

PATENT

Attorney Docket No.: 019916-004100US

Client Ref. No.: 0010C-US

Customer No.:: 20350

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

CENTRAL FAX CENTER

DEC 2 9 2003

Confirmation No. 4344

Smith, Zandra V.

T.C./Art Unit: 2876

AMENDMENT

Examiner:

STEPHEN A, EMPEDOCLES et al.

Application No.: 09/827,256

Filed: April 5, 2001

In re application of:

For:

SPATIAL POSITIONING OF

SPECTRALLY LABELED BEADS

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

In response to the Office Action mailed October 1, 2003, please enter the following amendments and remarks:

Amendments to the Claims begin on page 2 of this paper.

Remarks/Arguments begin on page 8 of this paper.